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**Hearing Date and Time:**  
**October 19, 2011 at 10:00am**

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

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In Re:

Chapter 11

LEHMAN BROTHERS HOLDINGS INC. *et al.*,

Case No. 08-13555 (JMP)

Debtors.

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**NOTICE OF MOTION OF THE ESTATE OF FANNIE MARIE GAINES FOR ENTRY  
OF AN ORDER PURSUANT TO 11 U.S.C. § 362(d) AND FED. R. BANKR. P. 4001  
GRANTING RELIEF FROM THE AUTOMATIC STAY TO NAME THE DEBTOR IN  
PENDING STATE COURT LITIGATION**

PLEASE TAKE NOTICE that a hearing on the Motion (the “Motion”) annexed hereto of  
The Estate of Fannie Marie Gaines (“Gaines”) for entry of an Order granting relief from the  
automatic stay applicable in the above-captioned Debtors’ Chapter 11 cases, to permit Gaines to  
name and serve the debtor, Lehman Brothers Holdings, Inc. in an action currently pending in the  
Superior Court for the County of Los Angeles, Central District entitled *Fannie Marie Gaines vs.  
Joshua Tornberg, et al.*, Case No. BC361-768 and granting such other relief as is necessary or  
appropriate, will be held before the Honorable James M. Peck, United States Bankruptcy Judge,  
at the United States Bankruptcy Court, Alexander Hamilton Customs House, Courtroom 601,

One Bowling Green, New York, New York 10004 (the “Bankruptcy Court”) on October 19, 2011 at 10:00 A.M. (the “Hearing”).

PLEASE TAKE FURTHER NOTICE that objections, if any, to the Motion shall be in writing, shall conform to the Federal Rules of Bankruptcy Procedures and the Local Rules of the Bankruptcy Court for the Southern District of New York, shall set forth the name of the objecting party, the basis for the objection and the specific grounds thereof, shall be filed with the Bankruptcy Court electronically in accordance with General Order M-242 (which can be found at [www.nysb.uscourts.gov](http://www.nysb.uscourts.gov) by registered users of the Bankruptcy Court’s case filing system) and by all other parties in interest, on a 3.5 inch disk, preferably in Portable Document Format (PDF), WordPerfect, or any other Windows-based word procession format (with two hard copies delivered directly to Chambers), and shall be served upon: (i) the chambers of Honorable James M. Peck, One Bowling Green, New York, New York 10004, Courtroom 601; (ii) Norris McLaughlin & Marcus, P.A. 875 Third Avenue, 8<sup>th</sup> Floor, New York, New York 10022, Attn: Mitchell G. Mandell, attorneys for Gaines; (iii) Weil Goshal & Manges, LLP, 767 Fifth Avenue, New York, New York 10153, Attn: Shai Y. Waisman, Esq. and Richard P. Krasnow, Esq., attorneys for the Debtors; (iv) the Office of the United States Trustee for the Southern District of New York, 33 Whitehall Street, 21<sup>st</sup> Floor, New York, New York 10004, Attn: Andy Velez-Rivera, Esq., Paul Schwartzberg, Esq., Brian Masumoto, Esq., and Linda Riffkin, Esq.; (v) Milbank Tweed, Hadley & McCloy LLP, 1 Chase Manhattan Plaza, New York, New York, 10005, Attn: Dennis F. Dunne, Esq., Evan Fleck, Esq., and Dennis O’Donnell, Esq., attorneys for the official committee of unsecured creditors appointed in these cases; and (vi) any person or entity with a particularized interest in the Motion, so as to be so filed and received by no later than seven (7) days prior to the Hearing (the “Objection Deadline”).

PLEASE TAKE FURTHER NOTICE that if an objection to the Motion is not received by the Objection Deadline, the relief requested shall be deemed unopposed, and the Bankruptcy Court may enter an order granting the relief sought without hearing.

PLEASE TAKE FURTHER NOTICE that objecting parties are required to attend the Hearing, and failure to appear may result in relief being granted or denied upon default.

Dated: September 6, 2011  
New York, New York

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